


STATE BAR COURT OF CALIFORNIA HEARING DEPARTMENT 1149 S. Hill St., 5th Fl., Los Angeles, CA 90015	FOR CLERK'S USE ONLY: <div style="text-align: center;"> FILED AUG 13 2012 STATE BAR COURT CLERK'S OFFICE LOS ANGELES </div> 
In the Matter of: JOHN Y. SONG Member No.: 176292 A Member of the State Bar	Case No(s): 11-O-11436- DFM ORDER DENYING MOTION TO DEFER ORDER OF INVOLUNTARY INACTIVE ENROLLMENT

On August 2, Respondent filed an Ex Parte Application seeking a 60-day delay in the effective date of this court's prior order enrolling him involuntarily inactive pursuant to Section 6007, subdivision (c)(4). In his application, Respondent presented evidence that this court's unexpected order of inactive enrollment, giving Respondent and his clients only three days' notice of his inactive enrollment, would result in prejudice to Respondent's many clients.

On August 3, 2012, this court issued an order scheduling a hearing of the request for August 13, 2012; providing of deadline of August 10, 2012, for the State Bar to file a response to the request; and staying the effective date of the order of inactive enrollment until August 14, 2012.

On August 10, 2012, the State Bar filed an opposition to the requested delay. A hearing on Respondent's motion was held on Monday, August 13, 2012.

Business and Professions Code section 6007, subdivision (c)(4), mandates that this court "shall order the involuntary inactive enrollment of an attorney upon the filing of a recommendation of disbarment after hearing or default." Respondent has provided no authority allowing this court to delay the filing of such order. The only authority cited by Respondent in support of his request is rule 5.197, which explicitly relates only to orders of involuntary inactive enrollment under section 6007, subdivision (b)(3). That portion of section 6007 has no bearing on the order being issued here.

No basis having been shown for granting the requested relief, Respondent's motion is denied. The existing stay on the effective date of this court's prior order will expire at midnight, August 13, 2012, and the order of involuntary inactive enrollment will be effective on August 14, 2012.

IT IS SO ORDERED.

Dated: August 13, 2012


 DONALD F. MILES
 Judge of the State Bar Court



CERTIFICATE OF SERVICE

[Rules Proc. of State Bar; Rule 5.27(B); Code Civ. Proc., § 1013a(4)]

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of Los Angeles, on August 13, 2012, I deposited a true copy of the following document(s):

ORDER DENYING MOTION TO DEFER ORDER OF INVOLUNTARY INACTIVE ENROLLMENT

in a sealed envelope for collection and mailing on that date as follows:

- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at Los Angeles, California, addressed as follows:

JOHN Y. SONG
LAW OFFICE OF JOHN Y. SONG, APC
3600 WILSHIRE BLVD STE 1212
LOS ANGELES, CA 90010

PHILLIP FELDMAN
LAW OFFICES OF PHILLIP FELDMAN
14401 SYLVAN ST STE 200
VAN NUYS, CA 91401

- ☒ by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

TIMOTHY BYER, Enforcement, Los Angeles

I hereby certify that the foregoing is true and correct. Executed in Los Angeles, California, on August 13, 2012.



Rose Luthi
Case Administrator
State Bar Court